

ASSEMBLY BILL

No. 1752

**Introduced by Committee on Governmental Organization
(Jerome Horton (Chair), Plescia (Vice Chair), Aghazarian,
Bermudez, Calderon, Chavez, Levine, Torrico, and Yee)**

March 9, 2005

An act to amend Section 23357 of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 1752, as introduced, Committee on Governmental Organization. Alcoholic beverages: beer manufacturers.

The Alcoholic Beverage Control Act contains various provisions regulating the application for, the issuance of, the suspension of, and the conditions imposed upon alcoholic beverage licenses by the Department of Alcoholic Beverage Control. Existing provisions regulate the sales of alcohol by licensed beer manufacturers, as defined.

This bill would make technical, nonsubstantive changes to the provisions governing the sale of alcohol by licensed beer manufacturers.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 23357 of the Business and Professions
- 2 Code is amended to read:
- 3 23357. A licensed beer manufacturer may, at the licensed
- 4 premises of production, sell to consumers for consumption off
- 5 the premises beer which is produced and bottled by, or produced

1 and packaged for that manufacturer. Licensed beer manufacturers
2 may also sell beer to any person holding a license authorizing the
3 sale of beer and may sell beer to consumers for consumption on
4 the manufacturer's licensed premises or on premises owned by
5 the manufacturer—~~which~~ *that* are contiguous to the licensed
6 premises and—~~which~~ *that* are operated by and for the
7 manufacturer. Licensed beer manufacturers may also sell beer
8 and wine, regardless of source, to consumers for consumption at
9 a bona fide public eating place on the manufacturer's licensed
10 premises or at a bona fide public eating place on premises owned
11 by the manufacturer—~~which~~ *that* are contiguous to the licensed
12 premises and—~~which~~ *that* are operated by and for the
13 manufacturer. Notwithstanding any other provision of this
14 division, licensed beer manufacturers and holders of out-of-state
15 beer manufacturer's certificates may be issued and may hold
16 retail package off-sale beer and wine licenses. Alcoholic
17 beverage products sold at or from the off-sale premises—~~which~~
18 *that* are not produced and bottled by, or produced and packaged
19 for, the beer manufacturer shall be purchased by the beer
20 manufacturer only from a licensed wholesaler.